

**STATE OF ALABAMA
PERSONNEL DEPARTMENT**

THE STATE OF ALABAMA
PERSONNEL DEPARTMENT
300 Folsom Administrative Building
Montgomery, AL 36130-4100

S U B P O E N A

Nationwide Retirement Solutions of Alabama, 8437 Crossland Loop, Montgomery, Alabama 36117 is subpoenaed to personally appear, through an informed representative, on **June 17, 2009**, beginning at **10:30 a.m.** at a public hearing to be held at the **State Personnel Department, 64 North Union Street, Room 315, Montgomery, AL 36104**, and there to remain during such hearing until discharged to give evidence and the truth to speak **concerning the 457 Deferred Compensation Plan and whether the Board should exercise its right to terminate the annuity contracts that constitute the current investment options for the State of Alabama Public Employees Deferred Compensation Plan for Public Employees (“the Plan”)**. **Nationwide Retirement Systems of Alabama is further directed to produce the following:**

--All documents establishing, maintaining or describing the State of Alabama Public Employees Deferred Compensation Plan for Public Employees (“the Plan”), including, without limitations plan documents, funding agreements, administrative services agreements, and annuity contracts, and amendments to any of them.

--All contracts between Nationwide Life Insurance Company or Nationwide Retirement Solutions, Inc. (collectively “Nationwide”) and the Alabama State Employees Association (“ASEA”) that relate to the Plan.

--All contracts between Nationwide and PEBCO, Inc. (“PEBCO”), that relate to the Plan.

--All contracts between the ASEA and PEBCO that relate to the Plan.

--All documents reflecting the Plan-related duties of Nationwide, the ASEA, PEBCO, and the State Personnel Board, including, without limitation, communications, training manuals, procedural manuals, and internal memoranda.

--All documents reflecting payments, including, without limitation, expense reimbursements, commissions, sponsorship fees, and endorsements fees, between Nationwide, ASEA or PEBCO relating to the Plan.

--All documents reflecting or related to any communications or meetings concerning the Plan with any agency of the State of Alabama, including the State Personnel Board.

--All documents reflecting or relating to any consultant that provided advice or information as to who could or should provide Plan-related services.

--All documents reflecting revenues received by Nationwide, ASEA, or PEBCO based on the provision of Plan-related services.

--All documents reflecting or relating to the selection of investment options provided in the Plan.

--All documents reflecting or relating to terms of the investment options provided in the Plan, including, without limitation, the expense charges permitted and the interest rates or other yields paid or guaranteed.

These documents shall be delivered to the State Personnel Director no later than June 15,

2009. And have you then and there this writ, with your endorsement thereon.

This subpoena is issued pursuant to ALA. CODE § 36-26-40 (1975).

Jackie Graham
State Personnel Director

I hereby certify that I have this day personally served the foregoing subpoena on

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Date

Signature of Serving Officer